

**DISTRICT JUDGE'S MINUTES
IN THE UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA – PHOENIX**

U.S. District Judge: Susan M. Brnovich

Date: June 24, 2019

USA v. Lacey et al

Case Number: CR-18-00422-PHX-SMB

AMENDED

Assistant U.S. Attorney: Kevin Rapp, Reginald E. Jones, Andrew Stone, John Kucera, Peter Kozinets

Defendant-1: Michael Lacey

Interpreter: N/A

Attorney for Defendant: Paul Cambria, Janey Henze-Cook, Tom Henze, James Grant, Retained

Defendant: Present ☒ Not Present/Waived ☒ Released ☐ Custody

Defendant-2: James Larkin

Interpreter: N/A

Attorney for Defendant: James Grant, Whitney Bernstein, Retained

Defendant: ☒ Present ☐ Not Present ☒ Released ☐ Custody ☐ Summons ☐ Writ

Defendant-3: Scott Spear

Interpreter: N/A

Attorney for Defendant: Bruce Feder, Retained

Defendant: ☒ Present ☐ Not Present ☒ Released ☐ Custody ☐ Summons ☐ Writ

Defendant-4: John Brunst

Interpreter: N/A

Attorney for Defendant: Ariel Neuman and Michael Kimerer, Retained

Defendant: ☒ Present ☐ Not Present ☒ Released ☐ Custody ☐ Summons ☐ Writ

Defendant-6: Andrew Padilla

Interpreter: N/A

Attorney for Defendant: Joy Bertrand for David Eisenberg, CJA

Defendant: ☐ Present ☒ Not Present ☒ Released/Waived ☐ Custody ☐
Summons ☐ Writ

Defendant-7: Joye Vaught

Interpreter: N/A

Attorney for Defendant: Joy Bertrand, CJA

USA v. Lacey et al

Date: June 24, 2019

Case Number: CR-18-00422-PHX-SMB

Page 2 of 2

Defendant: ☐ Present ☒ Not Present ☒ Released/Waived ☐ Custody ☐
Summons ☐ Writ

Status hearing held. Defendant's motion to extend deadline for reply to response to defendant's motion to dismiss indictment is granted to 7/17/2019. Court order to be entered. Motions (Docs. 651,652 and 653) are withdrawn. Motion (Doc. 650) is deemed moot. Defendant's request to exceed the page limit is denied. Defendants are limited to 20 pages.

Government motion for extension of time to file response to defendant's motion to compel (Doc. 645) is granted. The response will be due on 7/15/2019. The reply will be due 8/5/2019.

Defendant Andrew Padilla's motion to continue trial joined by defendant Joye Vaught (Doc. 628) discussed. Counsel are working with the Ninth Circuit's complex case budgeting coordinator, Kristen Fox and have a meeting on 7/2/2019. Motion taken under advisement.

Parties status reports and supplemental (Docs. 626,627 and 639) discussed.

A hearing on the motion to dismiss (Doc. 561) is set for 8/19/2019 at 10:00 a.m. Court will allow 30 minutes for argument.

A hearing on the motion to compel (Doc. 643) is set for 9/13/2019 at 11:00 a.m. Court will allow 30 minutes for argument.'

Scheduling order (Doc. 131) discussed. The deadlines for motions in limine, jury questionnaire and screening deadline, the responses to motions in limine are vacated and will be reset pending the ruling on the motion to continue trial. The deadline for preliminary exhibit and witness list is affirmed on 7/1/2019 with the exception of defendants Padilla and Vaught. Remaining deadlines are affirmed pending ruling on the motion to continue trial.

Court Reporter Charlotte Powers
Deputy Clerk Traci Abraham

Start: 11:09 AM
Stop: 12:07 PM